

## § 28.10

- 28.830 Fire detection system.
- 28.835 Fuel systems.
- 28.840 Means for stopping pumps, ventilation, and machinery.
- 28.845 General requirements for electrical systems.
- 28.850 Main source of electrical power.
- 28.855 Electrical distribution systems.
- 28.860 Overcurrent protection and switched circuits.
- 28.865 Wiring methods and materials.
- 28.870 Emergency source of electrical power.
- 28.875 Radar, depth sounding, and autopilot.
- 28.880 Hydraulic equipment.
- 28.885 Cargo gear.
- 28.890 Examination and certification of compliance.
- 28.895 Loadlines.
- 28.900 Post accident inspection.
- 28.905 Repairs and alterations.

AUTHORITY: 46 U.S.C. 3316, 4502, 4505, 4506, 6104, 10603; Department of Homeland Security Delegation No. 0170.

SOURCE: CGD 88-079, 56 FR 40393, Aug. 14, 1991, unless otherwise noted.

### Subpart A—General Provisions

#### § 28.10 Authority.

The regulations in this part are prescribed by the Commandant of the Coast Guard, pursuant to a delegation of authority by the Secretary of Transportation set forth in 49 CFR 1.46(b), to carry out the intent and purpose of 46 U.S.C. 3316 which authorizes the Secretary to rely on reports, documents, and certificates issued by the American Bureau of Shipping (ABS) or a similar United States classification society, or an agent of the ABS or similar society; sections 4502 and 4506 which require safety equipment and operational stability for certain vessels in the commercial fishing industry; section 6104 which requires the Secretary of Transportation to compile statistics concerning marine casualties compiled from vessel insurers and to delegate that authority to compile statistics from insurers to a qualified person; and section 10603 which requires seamen on commercial fishing industry vessels to give notice of illness, injury, or disability to their employer.

#### § 28.20 OMB control numbers.

(a) This section collects and displays the control numbers assigned to information collection and recordkeeping

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requirements in this part by the Office of Management and Budget (OMB) pursuant to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*). This section complies with the requirements of 44 U.S.C. 3507(f) which requires that agencies display a current control number assigned by the Director of the OMB for each approved agency information collection requirement.

#### (b) Display.

46 CFR part or section where identified or described	Current OMB control No.
§ 28.80 .....	2115–0582
§ 28.90 .....	2115–0582
§ 28.135 .....	2115–0582
§ 28.165 .....	2115–0582
§ 28.530 .....	2115–0582
§ 28.710 .....	2115–0582
§ 28.720 .....	2115–0582

#### § 28.30 Applicability.

(a) Except as provided in paragraph (b) of this section, this part is applicable to all United States flag vessels not inspected under this chapter that are commercial fishing, fish processing, or fish tender vessels. This includes vessels documented under the provisions of subchapter G of this chapter and vessels numbered by a State or the Coast Guard under the provisions of 33 CFR subchapter S of this chapter. Certain regulations in this part apply only to limited categories of vessels. Specific applicability statements are provided at the beginning of those regulations.

(b) This part does not apply to a small boat or auxiliary craft that is deployed from a fishing industry vessel for the purpose of handling fishing gear.

[CGD 88-079, 56 FR 40393, Aug. 14, 1991; 56 FR 49822, Oct. 1, 1991]

#### § 28.40 Incorporation by reference.

(a) Certain material is incorporated by reference into this part with the approval of the Director of the Federal Register in accordance with 5 U.S.C. 552(a). To enforce any edition other than that specified in paragraph (b) of this section, the Coast Guard must publish notice of change in the FEDERAL REGISTER and make the material available to the public. All approved material is on file at the Office of the Federal Register, 800 North Capitol

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Street, NW., suite 700, Washington, DC and at the U.S. Coast Guard, Office of Design and Engineering Standards (G-MSE), 2100 Second Street SW., Washington, DC 20593-0001 and is available

from the sources indicated in paragraph (b) of this section.

(b) The material approved for incorporation by reference in this part and the sections affected are:

American Boat and Yacht Council (ABYC), 3069 Solomons Island Road, Edgewater, MD 21037	
E-1-1972—Bonding of Direct Current Systems .....	28.345
E-8-1985—Alternating Current (AC) Electrical Systems on Boats.	28.345
E-9-1981—Recommended Practices and Standards Covering Direct Current (DC) Electrical Systems on Boats.	28.345
H-2-1989—Ventilation of Boats Using Gasoline .....	28.340
H-25-1986—Portable Fuel Systems for Flammable Liquids .....	28.335
H-33-1989—Diesel Fuel Systems .....	28.335
P-1-1986—Installation of Exhaust Systems for Propulsion and Auxiliary Engines.	28.380
American Society for Testing and Materials (ASTM), 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.	
ASTM F 1321-92, Standard Guide for Conducting a Stability Test (Lightweight Survey and Inclining Experiment) to Determine the Light Ship Displacement and Centers of Gravity of a Vessel.	28.535
International Maritime Organization (IMO), Publications Section, 4 Albert Embankment, London SE1 7SR, United Kingdom:	
Resolution A.658(16) "Use and Fitting of Retro-Reflective Materials on Life-Saving Appliances", dated November 1989.	28.135
National Fire Protection Association (NFPA), 1 Batterymarch Park, Quincy, MA 02269:	
70-1990—National Electrical Code (also known as ANSI/NFPA 70-1990).	28.350; 28.370; 28.865
302-1989—Pleasure and Commercial Motor Craft .....	28.335; 28.340; 28.345
17-1985—Dry Chemical Extinguishing Systems .....	28.330
17A-1986—Wet Chemical Extinguishing Systems .....	28.330
Society of Automotive Engineers (SAE), 400 Commonwealth Drive, Warrendale, PA 15096:	
SAE J 1475-1984—Hydraulic Hose Fitting for Marine Applications.	28.880
SAE J 1942-1989—Hose and Hose Assemblies for Marine Applications.	28.405
Underwriters Laboratories, Inc. (UL), 12 Laboratory Drive, Research Triangle Park, NC 27709-3995	
UL 217-1985—Single and Multiple Station Smoke Detectors .....	28.325; 28.830
UL 710-1990—Exhaust Hoods for Commercial Cooking Equipment.	28.330

[CGD 88-079, 56 FR 40393, Aug. 14, 1991, as amended by CGD 95-072, 60 FR 50461, Sept. 29, 1995; CGD 94-025, 60 FR 54444, Oct. 24, 1995; CGD 96-041, 61 FR 50726, Sept. 27, 1996; CGD 97-057, 62 FR 51042, Sept. 30, 1997; USCG-1999-5151, 64 FR 67176, Dec. 1, 1999]

### § 28.50 Definition of terms used in this part.

*Accepted organization* means an organization which has been designated by the Commandant for the purpose of examining commercial fishing industry vessels under the provisions of § 28.073.

*Accommodations* include:

- (1) A messroom.
- (2) A lounge.

- (3) A sitting area.
- (4) A recreation room.
- (5) Quarters.
- (6) A toilet space.
- (7) A shower room.
- (8) A galley.
- (9) Berthing facilities.
- (10) A clothing changing room.

*Alcohol concentration* means either grams of alcohol per 100 milliliters of